



Proof of Delivery

Close Window

Dear Customer,

This notice serves as proof of delivery for the shipment listed below.

Tracking Number:	1ZA43F71A295576317
Service:	UPS Next Day Air®
Special Instructions:	Adult Signature Required
Shipped/Billed On:	01/08/2018
Delivered On:	01/09/2018 11:24 A.M.
Delivered To:	BISHOPVILLE, MD, US
Received By:	JURIST
Left At:	RESIDENTIAL

Thank you for giving us this opportunity to serve you.

Sincerely,

UPS

Tracking results provided by UPS: 01/10/2018 6:46 A.M. ET

UPS CampusShip: View/Print Label

1. **Ensure there are no other shipping or tracking labels attached to your package.** Select the Print button on the print dialog box that appears. Note: If your browser does not support this function select Print from the File menu to print the label.
2. **Fold the printed label at the solid line below.** Place the label in a UPS Shipping Pouch. If you do not have a pouch, affix the folded label using clear plastic shipping tape over the entire label.

3. GETTING YOUR SHIPMENT TO UPS

Customers with a Daily Pickup

Your driver will pickup your shipment(s) as usual.

Customers without a Daily Pickup

Take your package to any location of The UPS Store®, UPS Access Point™ location, UPS Drop Box, UPS Customer Center, Staples® or Authorized Shipping Outlet near you. Items sent via UPS Return Services(SM) (including via Ground) are also accepted at Drop Boxes. To find the location nearest you, please visit the Resources area of CampusShip and select UPS Locations.

Schedule a same day or future day Pickup to have a UPS driver pickup all your CampusShip packages.

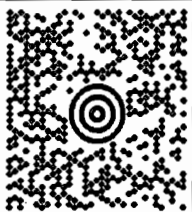

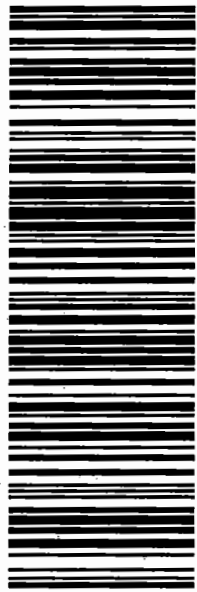

Hand the package to any UPS driver in your area.

UPS Access Point™
THE UPS STORE
1735 MARKET ST
PHILADELPHIA, PA 19103

UPS Access Point™
GALLERIA TELECOM
23 S 19TH ST
PHILADELPHIA, PA 19103

UPS Access Point™
FOREIGN BAZAAR
1921 CHESTNUT ST
PHILADELPHIA, PA 19103

FOLD HERE

PAULINE BELGIOVANE 215-814-2096 US EPA 1650 ARCH ST PHILADELPHIA PA 19103	SHIP TO: MR. MARK JURIST DINGO LLC 10641 PINEY ISLAND DRIVE BISHOPVILLE MD 21813-1461	0.0 LBS LTR	1 OF 1
		MD 218 9-20 	
UPS NEXT DAY AIR TRACKING #: 1Z A43 F71 A2 9557 6317		1	
			
BILLING: P/P ADULT SIGNATURE REQUIRED-MIN 21			
Reference # 1: IRL 118-007 Reference # 2: 5000391		 CS 20.0.27 WNTNVS0 93.0A 10/2017	



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

Via UPS

JAN - 8 2018

Mr. Mark Jurist
Dingo LLC
10641 Piney Island Drive
Bishopville, MD 21813

RE: Request for information pursuant to Section 9005 of the Resource Conservation and Recovery Act (RCRA), as amended, 42 U.S.C. 6991d, regarding the Underground Storage Tank systems (UST systems) located at the following facility: Sharks Cove Marina, 57 Madison Avenue, Fenwick Island, DE 19944 (5000391)

REFERENCE NUMBER: I18-007

Dear Mr. Jurist:

Subtitle I of the Resource Conservation and Recovery Act, as amended, 42 U.S.C. 6991 et seq. (RCRA) and regulations promulgated pursuant thereto at 40 C.F.R. Part 280, regulate underground storage tanks (USTs) used to contain regulated substances including, but not limited to, petroleum products (e.g., gasoline and crude oil). In order to conduct a study, take any corrective action or enforce the provisions of Subtitle I, Section 9005(a) of RCRA, 42 U.S.C. 6991d(a), authorizes the U.S. Environmental Protection Agency, (EPA) among other things, to require owners and/or operators of USTs to furnish information relating to such tanks, their associated equipment, and their contents.

As a follow up to the EPA inspection on August 18, 2017 at the above referenced facility and as an owner and/or operator of the UST Systems at the Facility, and owner and/or operator of the Facility itself, you are required to submit the following information within 14 calendar days:

1. Based on information collected during that EPA inspection, it is EPA's understanding that there is currently one (1) USTs located at the Facility which may be described as follows:

Tank #s	Capacity (gallons)	Substance Stored	Material of tank	Material of Piping	Type of Piping	Date of Installation
T1	2,800	Regular	FRP	FRP	Pressure	August 1998

*FRP is fiberglass reinforced plastic

If the table above has incorrect information, please a) describe in detail your reasons as to why such point is inaccurate; and, b) provide documentation supporting any assertion of inaccuracy.

1. Please state the name and address of each owner ("owner" is defined at Delaware Regulations Governing Underground Storage Tank Systems (DRGUSTS) Part A

Section 2) of all USTs and/or UST systems (USTs and UST systems) at DRGUSTS Part A Section 2) presently at the Facility. Also, state the dates of their respective ownership of such USTs and/or UST systems.

2. Please state the name and address of each operator ("operator" is defined at DRGUSTS Part A Section 2) of the USTs and/or UST systems located at the Facility, and the dates of their respective operation of such USTs and/or UST systems.
3. State the identity, contents, and location within the Facility of any other USTs not mentioned in the above table.
4. DRGUSTS Part B 1.04 requires USTs be equipped with spill containment around the fill pipe and overfill equipment that will automatically shut off flow into the tank or alert the transfer operator when the tank is no more than 90% full by restricting the flow into the tank or triggering a high level alarm. At the time of the inspection, there was a vehicle parked over the fill port therefore the inspector could not observe spill or overfill equipment.
 - a. State yes or no, is the UST equipped with spill containment around the fill pipe?
 - b. If yes, provide a photograph of the fill pipe which shows the spill containment.
 - c. State yes or no, is the UST equipped with overfill prevention equipment that will automatically shut off flow into the tank or alert the transfer operator when the tank is no more than 90% full by restricting the flow into the tank or triggering a high level alarm?
 - d. If yes, provide a description of the method of overfill prevention and provide a photograph.
 - e. If no spill and/or overfill equipment has been installed on the UST, explain.
5. DRGUSTS Part B 1.07 requires owners and operators provide a method or combination of methods of release detection which can detect a release from any portion of the tank and connected piping that routinely contain product. DRGUSTS Part B 1.08 states that monitoring systems shall consist of inventory control and one or more of another method. At the time of the EPA inspection, the method of tank release detection could not be determined by the EPA inspector.
 - a. State yes or no, has tank release detection pursuant to DRGUSTS been performed on the UST at the facility from January 2013 through the present?
 - b. If yes, describe the method (or methods) of tank release detection used from January 2013 through the present and provide copies of monthly tank release detection records from January 2013 through the present.
 - c. If no, explain.
6. DRGUSTS Part B 1.07 requires owners and operators provide a method or combination of methods of release detection which can detect a release from any portion of the tank and connected piping that routinely contain product. DRGUSTS Part B 1.09A states in part that underground piping which routinely contains regulated substance under pressure must conduct an annual line tightness test. At the time of the EPA inspection, the EPA inspector could not find evidence of annual line tightness testing.



leases, manifests, licenses, permits, bids, proposals, policies of insurance, logs, books or original entry, minutes of meetings, memoranda, notes, calendar or daily entries, agendas, bulletins, notices, announcements, charts, maps, photographs, drawings, manuals, brochures, reports of scientific study or investigation, schedules, price lists, telegrams, teletypes, phono records, magnetic voice, or video records, tapes, summaries, magnetic tapes, punch cards, recordings, discs, computer disks, computer printouts, or other data compilations from which information can be obtained or translated.

With regards to the Small Business Regulatory Enforcement and Fairness Act (SBREFA), please see the Information for Small Businesses Information Sheet, enclosed, which might be applicable to your company. This enclosure provides information on contacting the SBREFA Ombudsman to comment on federal enforcement and compliance activities and provides information on compliance assistance. As noted in the enclosure, any decision to participate in such program or to seek compliance assistance does not relieve you of your obligation to respond in a timely manner to an EPA request or other enforcement action, create any rights or defenses under law, and will not affect EPA's decision to pursue this enforcement action. To preserve your legal rights, you must comply with all rules governing the administrative enforcement process. The Ombudsman and fairness boards do not participate in the resolution of EPA's enforcement action. EPA has not made determination as to whether you (or your company) are covered by the SBREFA.

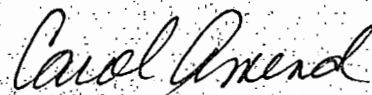
Failure to provide this information in the manner requested herein and/or within the specified time may result in the commencement of an enforcement action by EPA pursuant to Section 9006 of RCRA, 42 U.S.C. 6991e.

This collection of information requirement is not subject to review by the Office of Management and Budget pursuant to the Paperwork Reduction Act, 44 U.S.C. 3501-3520.

You are entitled to assert a claim of business confidentiality covering any part or all of the submitted information in the manner described in volume 40 of the Code of Federal Regulations (C.F.R.), Section 2.203(b). Information subject to the claim of business confidentiality will be made available to the public only in accordance with the procedures set forth in 40 C.F.R. Part 2, Subpart B. Unless a business confidentiality claim is asserted at the time the information is submitted, EPA may make such information available to the public without further notice to you.

If you have any questions concerning this matter, please contact Marie Owens Powell at 215-814-3384.

Sincerely,



Carol Amend, Associate Director
Land and Chemical Division
Office of RCRA Programs

Enclosure(s)



- a. State yes or no, has the product line been tightness tested annually pursuant to DRGUSTS from January 2013 through the present?
 - b. If yes, provide copies of any and all line tightness tests performed on the product line performed from January 2013 through the present.
 - c. If no, explain.
7. DRGUSTS Part B 1.07 requires owners and operators provide a method or combination of methods of release detection which can detect a release from any portion of the tank and connected piping that routinely contain product. DRGUSTS Part B-1.09A states in part that underground piping which routinely contains regulated substance under pressure must be equipped with a line leak detector and the line leak detector must be tested annually. At the time of the EPA inspection, the EPA inspector verified the UST was equipped with a line leak detector, but could not find evidence of annual line leak detector testing.
- a. State yes or no, has the line leak detector been tested annually pursuant to DRGUSTS from January 2013 through the present?
 - b. If yes, provide copies of any and all line leak detector tests performed on the line leak detector from January 2013 through the present.
 - c. If no, explain.
8. DRGUSTS Part F requires owners and operators maintain financial responsibility on underground storage tanks.
- a. State yes or no, has there been a method of financial responsibility on the UST located at the facility pursuant to DRGUSTS Part F from January 2013 through the present?
 - b. If yes, provide a copy of the insurance certificates and any attachments.
 - c. If no, explain.

All information required by this letter must be submitted to this office to the attention of Marie Owens Powell, Compliance/Enforcement Officer, RCRA Underground Storage Tank Branch, 3LC31, 1650 Arch Street, Philadelphia, PA 19103 no later than **14 calendar days** from the date of your receipt of this letter. You must also include with the information submitted the following signed and dated certification:

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete.

Signature _____
Name _____
Title _____

As used herein, the term documents means: writings (handwritten, typed or otherwise produced or reproduced) and includes, but is not limited to, any invoices, checks, receipts, bills of lading, weight receipts, toll receipts, correspondence, offers, contracts, agreements, deeds,



cc: A. Rittberg (DNREC)
M. Powell (EPA)
P. Belgiovane (EPA)





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

Via UPS

Mr. Mark Jurist
Dingo LLC
10641 Piney Island Drive
Bishopville, MD 21813

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REFERENCE NUMBER: 118-007

Dear Mr. Jurist:

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*FRP is fiberglass reinforced plastic.

If the table above has incorrect information, please a) describe in detail your reasons as to why such point is inaccurate; and, b) provide documentation supporting any assertion of inaccuracy.

1. Please state the name and address of each owner ("owner" is defined at Delaware Regulations Governing Underground Storage Tank Systems (DRGUSTS) Part A

Section 2) of all USTs and/or UST systems ("USTs" and "UST systems" are defined at DRGUSTS Part A Section 2) presently at the Facility. Also, state the dates of their respective ownership of such USTs and/or UST systems.

2. Please state the name and address of each operator ("operator" is defined at DRGUSTS Part A Section 2) of the USTs and/or UST systems located at the Facility, and the dates of their respective operation of such USTs and/or UST systems.
3. State the identity, contents, and location within the Facility of any other USTs not mentioned in the above table.
4. DRGUSTS Part B 1.04 requires USTs be equipped with spill containment around the fill pipe and overfill equipment that will automatically shut off flow into the tank or alert the transfer operator when the tank is no more than 90% full by restricting the flow into the tank or triggering a high level alarm. At the time of the inspection, there was a vehicle parked over the fill port therefore the inspector could not observe spill or overfill equipment.
 - a. State yes or no, is the UST equipped with spill containment around the fill pipe?
 - b. If yes, provide a photograph of the fill pipe which shows the spill containment.
 - c. State yes or no, is the UST equipped with overfill prevention equipment that will automatically shut off flow into the tank or alert the transfer operator when the tank is no more than 90% full by restricting the flow into the tank or triggering a high level alarm?
 - d. If yes, provide a description of the method of overfill prevention and provide a photograph.
 - e. If no spill and/overfill equipment has been installed on the UST, explain.
5. DRGUSTS Part B 1.07 requires owners and operators provide a method or combination of methods of release detection which can detect a release from any portion of the tank and connected piping that routinely contain product. DRGUSTS Part B 1.08 states that monitoring systems shall consist of inventory control and one or more of another method. At the time of the EPA inspection, the method of tank release detection could not be determined by the EPA inspector.
 - a. State yes or no, has tank release detection pursuant to DRGUSTS been performed on the UST at the facility from January 2013 through the present?
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- a. State yes or no, has the product line been tightness tested annually pursuant to DRGUSTS from January 2013 through the present?
 - b. If yes, provide copies of any and all line tightness tests performed on the product line performed from January 2013 through the present.
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 - c. If no, explain.
8. DRGUSTS Part F requires owners and operators maintain financial responsibility on underground storage tanks.
- a. State yes or no, has there been a method of financial responsibility on the UST located at the facility pursuant to DRGUSTS Part F from January 2013 through the present?
 - b. If yes, provide a copy of the insurance certificates and any attachments.
 - c. If no, explain.

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I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete.

Signature _____
Name _____
Title _____

As used herein, the term documents means: writings (handwritten, typed or otherwise produced or reproduced) and includes, but is not limited to, any invoices, checks, receipts, bills of lading, weight receipts, toll receipts, correspondence, offers, contracts, agreements, deeds,



leases, manifests, licenses, permits, bids, proposals, policies of insurance, logs, books or original entry, minutes of meetings, memoranda, notes, calendar or daily entries, agendas, bulletins, notices, announcements, charts, maps, photographs, drawings, manuals, brochures, reports of scientific study or investigation, schedules, price lists, telegrams, teletypes, phonograph records, magnetic voice, or video records, tapes, summaries, magnetic tapes, punch cards, recordings, discs, computer disks, computer printouts, or other data compilations from which information can be obtained or translated.

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If you have any questions concerning this matter, please contact Marie Owens Powell at 215-814-3384.

Sincerely,

Carol Amend, Associate Director
Land and Chemical Division
Office of RCRA Programs

Enclosure(s)



cc: A. Rittberg (DNREC)
M. Powell (EPA)
P. Belgiovane (EPA)

CONCURRENCES							
SYMBOL	<	3LC30	3LC30				
SURNAME	<	POWELL	DICKENS				
DATE		01/13/18	01/13/18				
EPA Form 1320-1 (12-70)				OFFICIAL FILE COPY			

